

Message Text

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44

ACTION STR-04

INFO OCT-01 EUR-12 IO-11 ISO-00 STRE-00 AGR-05 CEA-01

CIAE-00 COME-00 DODE-00 EB-07 FRB-03 H-02 INR-07

INT-05 L-03 LAB-04 NSAE-00 NSC-05 PA-01 AID-05

CIEP-01 SS-15 ITC-01 TRSE-00 USIA-06 PRS-01 SP-02

FEAE-00 OMB-01 /103 W
----- 046700

P R 041456Z FEB 76

FM USDEL MTN GENEVA

TO SECSTATE WASHDC PRIORITY 1097

INFO USMISSION EC BRUSSELS

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PASS STR FOR ACTION

H PASS CODEL

E.O. 11652: N/A

TAGS: ETRD; MTN

SUBJ: US/EC BILATERAL CONSULTATIONS ON STANDARDS CODE

1. PURSUANT TO JANUARY 22 DENT-SOAMES AGREEMENT IN BRUSSELS, KELLY DISCUSSED WITH SCHLOSSER THE PROPOSED US-EC BILATERAL CONSULTATIONS ON STANDARDS CODE. WITHOUT SPECIFICALLY COMMITTING EC, SCHLOSSER AGREED OR COMMENTED AS FOLLOWS:

2. NATURE OF CONSULTATIONS: PURPOSE OF ONE DAY MEETING WOULD BE EDUCATION AT POLITICAL LEVEL RATHER THAN ATTEMPT TO RESOLVE DISAGREEMENTS.

3. DRAFT AGENDA - DRAFT AGENDA WOULD INCLUDE FOLLOWING ISSUES:
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A. NOTIFICATIONS AND CONSULTATIONS ON PROPOSED

STANDARDS.

B. NATIONAL TREATMENT IN THE CONTEXT OF CERTIFICATION SYSTEMS.

C. ADMINISTRATIVE PROVISIONS.

(I) FUNCTIONS OF COMMITTEE

(II) DISPUTE SETTLEMENT

(III) SANCTIONS

(A) CONFINED TO CODE

(B) EXTENDING TO GATT PROVISIONS

D. DEVELOPING COUNTRIES

(I) DIFFERENTIAL TREATMENT

(A) GENERALLY

(B) SELECTIVELY

(II) KEY COUNTRIES

E. RECIPROCITY/BALANCE

F. MANAGEMENT

(I) TIMETABLE FOR SUBGROUP

(II) AGRICULTURAL REVIEW -- WHEN AND HOW.

4. POSSIBLE OTHER AGENDA ITEMS, DEPENDING UPON OUTCOME OF STANDARDS MEETING NOW IN PROGRESS, ARE (1) DEFINITIONS, (2) CONDITIONAL MFN, (3) RETROACTIVITY, AND (4) WHETHER AND, IF SO, TO WHAT EXTENT GOVERNMENT PROCUREMENT SHOULD BE COVERED BY CODE.

5. EXCHANGE OF PAPERS -- EXCHANGE OF PAPERS LIKELY TO CAUSE PROBLEMS WITH 113 COMMITTEE. MEMBER STATES RECOGNIZE THAT COMMISSION IS ENGAGING IN BILATERAL CONSULTATIONS ON MTN ISSUES WITH OTHER DELS WITHOUT MEMBER STATES PRESENT. HOWEVER, ANY EXCHANGE OF PAPERS LIKELY TO BE KNOWN BY SOME MEMBER STATES WHO MAY THEN WANT TO BE PRESENT AT MEETING, COMMENT ON PAPERS, AND PERHAPS REDRAFT EC PAPERS WITH GREATER SPECIFICITY AND LESS FLEXIBILITY THAN COMMISSION HAS NOW.

6. PARTICIPANTS -- GUNDELACH WOULD HEAD EC DELEGATION AND WOULD PROBABLY BE ACCOMPANIED BY HIJZEN AND/OR GALLAGHER, LUYTEN AND SCHLOSSER. U.S. DELEGATION WOULD PROBABLY BE HEADED BY WALKER AND LIMITED OFFICIAL USE

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MIGHT INCLUDE CONGRESSMEN. CONGRESSMEN ON U.S. DELEGATION UNLIKELY TO GIVE EC PROBLEM BECAUSE OF THEIR OFFICIAL DESIGNATION IN TRADE ACT. HOWEVER, CONGRESSIONAL STAFF ON DELEGATION COULD CREATE PROBLEMS BECAUSE IT WOULD GIVE MEMBER STATES AN EXCUSE FOR BEING PRESENT AT CONSULTATIONS.

7. SITE AND TIMING -- BRUSSELS WOULD BE MOST CON-

VENIENT FOR EC. WEEK OF MARCH 29 IS POSSIBILITY BUT
THIS MAY BE LAST WEEK BEFORE EASTER VACATION AND
COULD PRECLUDE ATTENDANCE OF SOME HIGH-LEVEL EC OFFI-
CIALS. CONSEQUENTLY, WEEK OF MARCH 22 MIGHT BE PRE-
FERABLE.

8. SCHLOSSER WILL CONSULT WITH COMMISSION ON ALL OF
ABOVE POINTS. HOWEVER, ONLY EXCHANGE OF PAPERS
APPEARS LIKELY TO CAUSE PROBLEM. WALKER

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